

OCT 02 2009

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JOHNATHAN LEE X SMITH, et al.,  
Plaintiffs,

v.

GENE M. JOHNSON, et al.,  
Defendants.

Civil Action No. 7:09-cv-00266

**ORDER**

By: Samuel G. Wilson  
United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby **ADJUDGED AND ORDERED** that Johnathan Lee X Smith is **DISMISSED without prejudice** as a plaintiff in this case pursuant to 28 U.S.C. §1915(g) and the Clerk is **DIRECTED** to **TERMINATE** him as a plaintiff on the docket.

The Clerk of the Court is **DIRECTED** to send certified copies of this Order and accompanying Memorandum Opinion to all plaintiffs.

ENTER: This 2nd day of October, 2009.

*[Signature]*  
\_\_\_\_\_  
United States District Judge